

SENNIGER, POWERS, LEAVITT & ROEDEL
ATTORNEYS AT LAW

Receipt
3

FRANK R. AGOVINO
DERICK E. ALLEN
ROBERT M. BAIN
JAMES J. BARTA, JR.
G. HARLEY BLOSSER
JOHN M. BODENHAUSEN
RICHARD L. BRIDGE
SARAH J. CHICKOS
J. BENNETT CLARK
JENNIFER E. COOK
DAVID E. CRAWFORD, JR.
MATTHEW L. CUTLER
JAMES E. DAVIS
KATHRYN J. DOTY
ROBERT M. EVANS, JR.
PAUL I.J. FLEISCHUT
MICHAEL E. GODAR
CHRISTOPHER M. GOFF
DAVID W. HARLAN
JAMES D. HARPER

EDWARD J. HEJLEK
KAREN Y. HUI
KURT F. JAMES
VINCENT M. KRIE
ANTHONY R. KINNEY
BRIAN P. KLEIN
WILLIAM E. LAHEY
JULIE J. McMURRY
MICHAEL G. MUNSELL
DEBRA D. NYE
WILLIAM D. O'NEILL
KATHLEEN M. PETRILLO
LAURA R. POLCYN
KEITH A. RABENBERG
STEVEN M. RITCHEY
JOHN K. ROEDEL, JR.
RICHARD A. SCHUTH
MICHAEL J. THOMAS
DONALD W. TURGEL
JACOB S. WHARTON

ONE METROPOLITAN SQUARE
16TH FLOOR
ST. LOUIS, MISSOURI 63102
314-231-5400

FACSIMILE 314-231-4342
<http://www.senniger.com>

PATENTS, TRADEMARKS, COPYRIGHTS
AND RELATED MATTERS

OF COUNSEL
IRVING POWERS
DONALD G. LEAVITT
RICHARD G. HEYWOOD

STUART N. SENNIGER
(1921-1997)

September 14, 2001

Application of Burkhardt et al.

Serial No. 09/912,864

Filed July 25, 2001

Confirmation No. 6214

For METHOD AND SYSTEM FOR CREATING AND EMPLOYING AN OPERATING
SYSTEM HAVING SELECTED FUNCTIONALITY

Attorney Docket MS155706.1(4931)

Art Unit 2182

RECEIVED

OCT 23 2001

OFFICE OF PETITIONS

Office of Initial Patent Examination's
Customer Service Center
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

We have received the filing receipt in the above-noted U.S. patent application.

The receipt incorrectly shows the filing date as July 25, 2001 whereas the correct filing date is **July 24, 2001**. A copy of the Filing Receipt with the changes noted thereon is enclosed. Also enclosed is a copy of our July 24, 2001 transmittal letter and a copy of our Express Mail receipt (EL 827744018 US), both of which show the correct filing date of July 24, 2001. We note that the postal clerk incorrectly dated the Express Mail receipt but re-stamped it with the correct date. The receipt shows an unobscured date stamp of July 24, 2001.

Please correct the application's filing date and send us a corrected filing receipt.

Respectfully submitted,

Robert M. Bain, Reg. No. 36,736

RMB/cjl



UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED SEP 20 2001

JJBRMB

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/912,864	07/25/2001 7-24-01	2182	1740	MS#155706.1 (4931)	5	55	8

MSFT 4931

CONFIRMATION NO. 6214

 321
 SENNIGER POWERS LEAVITT AND ROEDEL
 ONE METROPOLITAN SQUARE
 16TH FLOOR
 ST LOUIS, MO 63102

FILING RECEIPT



OC000000006507186

Date Mailed: 09/04/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

 Ryan Burkhardt, Redmond, WA;
 Seetharaman Harikrishnan, Redmond, WA;
 Tom Yaryan, Seattle, WA;
 Richard Bond, Duvall, WA;
 Vijesh Shetty, Issaquah, WA;
 Vijayachandran Jayaseelan, Bellevue, WA;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted 08/31/2001

Projected Publication Date: To Be Determined - pending completion of Corrected Papers

Non-Publication Request: No

Early Publication Request: No

Title

Method and system for creating and employing an operating system having selected functionality

Bm

Preliminary Class

713

Data entry by : HAILE, MENTUAB

Team : OIPE

Date: 09/04/2001

[REDACTED]



**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

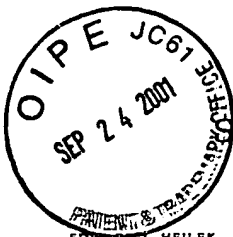
No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

PLEASE NOTE the following information about the Filing Receipt:

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 500 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231



SENNIGER, POWERS, LEAVITT & ROEDEL
ATTORNEYS AT LAW

ONE METROPOLITAN SQUARE
16TH FLOOR
ST. LOUIS, MISSOURI 63102
314-231-5400

FACSIMILE 314-231-4342
<http://www.senniger.com>
PATENTS, TRADEMARKS, COPYRIGHTS
AND RELATED MATTERS

OF COUNSEL
IRVING POWERS
DONALD G. LEAVITT
RICHARD G. HEYWOOD

STUART N. SENNIGER
(1921-1997)

FRANK R. AGOVINO
DERICK E. ALLEN
ROBERT M. BAIN
JAMES J. BARTA, JR.
G. HARLEY BLOSSER
JOHN M. BODENHAUSEN
RICHARD L. BRIDGE
JAMES E. BUTLER, PH.D
SARAH J. CHICKOS
J. BENNETT CLARK
JENNIFER E. COOK
DAVID E. CRAWFORD, JR.
MATTHEW L. CUTLER
JAMES E. DAVIS
KATHRYN J. DOTY
ROBERT M. EVANS, JR.
PAUL I.J. FLEISCHUT
MICHAEL E. GODAR
CHRISTOPHER M. GOFF
DAVID W. HARLAN
JAMES D. HARPER

EDWARD J. HEJLEK
KAREN Y. HUI
KURT F. JAMES
VINCENT M. KEIL
ANTHONY R. KINNEY
BRIAN P. KLEIN
WILLIAM E. LAHEY
PAUL A. MADDOCK
JULIE J. McMURRY
MICHAEL G. MUNSELL
DEBRA D. NYE
WILLIAM D. O'NEILL
KATHLEEN M. PETRILLO
LAURA R. POLCYN
KEITH A. RABENBERG
STEVEN M. RITCHEY
JOHN K. ROEDEL, JR.
RICHARD A. SCHUTH
MICHAEL J. THOMAS
DONALD W. TUEGEL
JACOB S. WHARTON

July 24, 2001

UTILITY PATENT APPLICATION TRANSMITTAL
(new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket Number: MS#155706.1 (4931)
First Named Inventor: Ryan Burkhardt
Title: METHOD AND SYSTEM FOR CREATING AND EMPLOYING AN OPERATING
SYSTEM HAVING SELECTED FUNCTIONALITY
Express Mail Label Number: EL 827744018 US

TO: Assistant Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

APPLICATION ELEMENTS

1. ☒ Fee Transmittal Form
(original and duplicate)
2. ☐ Applicant claims small entity status
3. ☒ Specification [Total Pages 36]
4. ☒ Drawings [Total Sheets 05]
5. Oath or Declaration [Total Pages 08]
 - a. ☒ Newly executed (original or copy)
☐ New (unexecuted)
 - b. ☐ Copy from a prior application
(for continuation/divisional with
Box 19 completed)
 - i. ☐ DELETION OF INVENTOR(s)
Signed statement attached
deleting inventor(s) named
in prior application.

6. ☐ Incorporation By Reference
(useable if Box 5b is marked)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
7. ☒ Application Data Sheet
8. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
9. ☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
- a. ☐ Computer Readable Form
- b. ☐ Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ paper
- c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

10. ☒ Assignment Papers (cover sheet & document(s))
11. ☐ 37 CFR 3.73(b) Statement ☒ Power of Attorney
12. ☐ English Translation Document (if applicable)
13. ☒ IDS with PTO-1449 ☒ Copies of IDS Citations
14. ☐ Preliminary Amendment
15. ☒ Return Receipt Postcard
16. ☐ Request and Certification for Non-Publication. Form PTO/SB/35 is attached.
17. ☐ Certified Copy of Priority Document(s) if foreign priority is claimed
18. ☐ Other: _____

IF A CONTINUING APPLICATION, CHECK APPROPRIATE BOXES AND SUPPLY THE REQUISITE INFORMATION

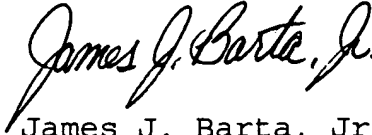
19. ☐ Continuation ☐ Divisional ☐ Continuation-in-Part of prior application No.: _____
- ☐ Complete Application based on provisional Application No. _____

Prior application information: Examiner:
Group Art Unit:

CORRESPONDENCE ADDRESS

20. Correspondence Address: Customer Number 321
Attention: James J. Barta, Jr.

Respectfully submitted,

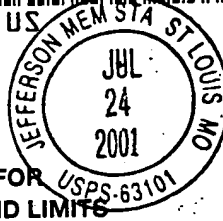
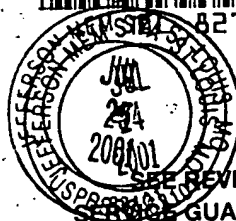
A handwritten signature in cursive script that reads "James J. Barta, Jr.".

James J. Barta, Jr., Reg. No. 47,409

JJB/cjl



POST OFFICE
TO ADDRESSEE



ORIGIN (POSTAL USE ONLY)

PO ZIP Code 63104	Day of Delivery <input type="checkbox"/> Next <input type="checkbox"/> Second	Flat Rate Envelope <input type="checkbox"/>
Date In 7 24 01	<input type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM	Postage \$ 16.25
Time In 1 16 PM	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee
Weight 2.2 lbs.	Int'l Alpha Country Code	COD Fee Insurance Fee
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Mark Initials LC	Total Postage \$ 16.25

SEE REVERSE SIDE FOR USPS-63101
SERVICE GUARANTEE AND LIMITS
ON INSURANCE COVERAGE

☐ WAIVER OF SIGNATURE (Domestic Only): Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery.

NO DELIVERY ☐ Weekend ☐ Holiday ☐ Customer Signature

CUSTOMER USE ONLY

METHOD OF PAYMENT:
Express Mail Corporate Acct. No.

FROM: (PLEASE PRINT) PHONE 314 231 5400

SENNIGER POWERS LEAVITT
& ROEDEL
1 METROPOLITAN SQ FL 16
SAINT LOUIS MO 63102-2733

MSFT 4931 +2 U/B

Federal Agency Acct. No.
Postal Service Acct. No.

TO: (PLEASE PRINT) PHONE

ASST COMMISSIONER FOR PATENTS
WASHINGTON DC 20231-

Box Patent Applications

FOR PICKUP OR TRACKING CALL 1-800-222-1811 www.usps.com



Customer Copy
Label 11-F August 2000

F02
T12

401